

FOR
FCC
USE
ONLY

FCC 302-DTV
APPLICATION FOR DIGITAL TELEVISION
BROADCAST STATION LICENSE

(Please read instructions before filling out form.)

FOR COMMISSION USE ONLY

FILE NO.

SECTION I - APPLICANT INFORMATION

1. NAME OF APPLICANT

MAILING ADDRESS

CITY

STATE

ZIP CODE

TELEPHONE NUMBER (include area code)

CALL LETTERS

2. Is a fee submitted with this application?

☐

Yes

☐

No

If Yes, complete and attach FCC Form 159.

If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).

☐

Governmental Entity

☐

Noncommercial educational licensee

☐

Other (Please explain):

3. This application is for (check one):

☐

Commercial

☐

Noncommercial

Call Letters

Community of License

State

4. Is the station now operating pursuant to automatic program test authority in accordance with 47 C.F.R. Section 73.1620?

☐

Yes

☐

No

Exhibit No.

If No, explain in an Exhibit.

5. Has the permittee filed its Ownership Report (FCC Form 323) or ownership certification in accordance with 47 C.F.R. Section 73.3615(b)?

☐

Yes

☐

No

☐

Does not apply

If No, explain in an Exhibit.

Exhibit No.

6. Has an adverse finding been made or an adverse final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?

☐

Yes

☐

No

Exhibit No.

If the answer is Yes, attach as an Exhibit a full disclosure of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and the disposition of the litigation. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 U.S.C. Section 1.65(c), the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in the application.

CERTIFICATION

1. By checking Yes, the applicant certifies, that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862, or, in the case of a non-individual applicant (e.g., corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits that includes FCC benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. Section 1.2002(b).

☐ Yes ☐ No

2. I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

| | | |
|-------|-----------|------------------|
| Name | Signature | |
| Title | Date | Telephone Number |

WILLFUL FALSE STATEMENTS ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FORFEITURE (U.S. CODE, TITLE 47, SECTION 503).

SECTION II- DTV LICENSE APPLICATION ENGINEERING DATA

NAME OF APPLICANT

1. Facilities Authorized in construction permit

| | | | | |
|-----------|-------------|------------------------------|---|---|
| Call Sign | Channel No. | Construction Permit File No. | Modification of Construction Permit File No(s). | Expiration Date of Last Construction Permit |
|-----------|-------------|------------------------------|---|---|

2. Certification Checklist

(a) Does the apparatus constructed fully agree with that described in the application for construction permit and in the permit with respect to the effective radiated power (average power, in the main lobe of radiation, if directional), identification or address of the transmitter location, geographical coordinates of antenna site, elevation of the top of the antenna supporting structure above ground (including antenna and all other appurtenances and lighting, if any), height of antenna radiation center above ground, height of antenna radiation center above mean sea level, height of antenna radiation center above average terrain, directional antenna pattern or orientation (if applicable), and electrical or mechanical beam tilt (if applicable)?

☐ Yes ☐ No

(b) Does the transmitter comply with 47 C.F.R. Section 73.1660?

☐ Yes ☐ No

(c) Have all the terms, conditions, and obligations set forth in the above described construction permit been fully met?

☐ Yes ☐ No

If any of these questions is answered No, describe or explain fully in an Exhibit.

Exhibit No.

3. Operating constants

| | | | | |
|---|----------------------------|----------------------------------|------------------------------|-----|
| Transmitter power output (average power at input to transmission line, after any filter attached to the transmitter, if used) | | | Transmission line power loss | |
| kW | | dBk | | dB |
| Antenna Input power | Maximum antenna power gain | Maximum effective radiated power | | |
| dBk | dB | kW | | dBk |

4. Antenna and transmission line data

| | | | |
|---|----------|---|--|
| Antenna Make | Type No. | Maximum power gain | Average (RMS) horizontal plan power gain |
| | | dB | dB |
| Transmission Line Make | Type No. | Coaxial/Waveguide (check one): | |
| | | <input type="checkbox"/> Coaxial <input type="checkbox"/> Waveguide | |
| Size (nominal inside transverse dimensions) | Length | Power loss for this length | |
| centimeters | meters | dB | |

I certify that I represent the applicant in the capacity indicated below and that I have examined the foregoing statement of technical information and that it is true to the best of my knowledge and belief.

| | |
|-----------------------------|---|
| Name (Please print or type) | Signature (check appropriate box below) |
| Address (include ZIP Code) | Date |
| | Telephone No. (include area code) |

☐ Technical Director

☐ Registered Professional Engineer

☐ Chief Operator

☐ Technical Consultant

☐ Other (specify)

**INSTRUCTIONS FOR FCC 302-DTV
APPLICATION FOR DIGITAL TELEVISION (DTV) BROADCAST STATION LICENSE**

GENERAL INSTRUCTIONS

- A. This form is to be used when applying for a license for a digital television broadcast station.
- B. References to FCC Rules are made in this application form. Before filling it out, the applicant should have on hand and be familiar with the current broadcast rules, which are contained in 47 Code of Federal Regulations (C.F.R.):
- (1) Part 0 "Commission Organization"
 - (2) Part 1 "Practice and Procedure"
 - (3) Part 17 "Construction, Marking, and Lighting of Antenna Structures"
 - (4) Part 73 "Radio Broadcast Services"
- FCC Rules may be purchased from the Government Printing Office, Washington, D. C. 20402. You may telephone the GPO Order desk at (202) 512-1800 for current prices.
- C. Prepare an original and two complete copies of the form and all exhibits. Number exhibits serially in the spaces provided in the body of the form. Date each exhibit and each antenna pattern. The application with all required exhibits should be filed with the Federal Communications Commission in the manner and at the location specified in 47 C.F.R. Section 0.401.
- D. Replies to questions in this form and the applicant's statements constitute representations on which the FCC will rely in considering the application. Thus, time and care should be devoted to all replies, which should reflect accurately the applicant's responsible consideration of the questions asked. Include all information called for by this application. If any portions of the application are not applicable, so state. Defective or incomplete applications will be returned without consideration. Furthermore, inadvertently accepted applications are also subject to dismissal.

FEE INFORMATION

By law, the Commission is required to collect charges for certain of the regulatory services it provides to the public. Generally, applicants seeking a license to cover the facility authorized by, and constructed pursuant to, an outstanding permit are required to pay and submit a fee with the filing of FCC 302-DTV. However, governmental entities, which include any possession, state, city, county, town, village, municipal corporation or similar political organization or subpart thereof controlled by publicly elected and/or duly appointed public officials exercising sovereign direction and control over their respective communities or programs, are exempt from the payment of this fee. Also exempted from this fee are licensees and permittees of noncommercial educational broadcast stations seeking a license to cover authorized facilities. See 47 C.F.R. Section 1.1114.

FCC 302-DTV applications NOT involving the payment of a fee can be hand-delivered or mailed to the FCC's Washington, D. C.

offices. See 47 C.F.R. Section 0.401(a). Do not send fee exempt applications to Mellon Bank because it will result in a delay in processing the application.

Effective 12/15/97, the FCC Form 159 dated July 1997 must be submitted with any application subject to a fee received at the Commission. All previous editions are obsolete. The revised 159 dated July 1997 contains new requirements that must be completed. Failure to do so may delay the processing of your application.

Applicants who wish to pay for more than one application in the same lockbox with a single payment can do so by submitting FCC Form 159. When paying for multiple filings in the same lockbox with a single payment instrument, you must list each filing as a separate item on FCC Form 159 (Remittance Advice). If additional entries are necessary, please use FCC Form 159C (Continuation Sheet).

The Commission's fee collection program utilizes a U.S. Treasury lockbox bank for maximum efficiency of collection and processing. All FCC 302-DTV applications, which require the remittance of a fee, or for which a waiver of deferral from the fee requirement is requested, must be submitted to the appropriate post office box address. See 47 C.F.R. Section 0.401(b). A listing of the required fee and the address to which FCC 302-DTV should be mailed or otherwise delivered is also set forth in the "Mass Media Services Fee Filing Guide" which is obtainable either by writing to the Commission's Form Distribution Center, 9300 E. Hampton Drive, Capital Heights, Maryland 20431, or by calling Telephone No. 1-800-418-FORM and leaving your request on the answering machine provided for this purpose. See also 47 C.F.R. Section 1.1104. The Fee Filing Guide also contains a list of the Fee Type Codes needed to complete this application.

Payment of any required fee can be made by check, bank draft, money order or credit card. If paying by check, bank draft or money order, your remittance must be denominated in U.S. dollars, drawn upon a U.S. financial institution, and made payable to the Federal Communications Commission. No postdated, altered or third-party checks will be accepted. **DO NOT SEND CASH.** Checks dated six months or older will not be acceptable for filing.

Payment of application fees may also be made by Electronic Payment provided prior approval has been obtained from the Commission. Licensees interested in this option must first contact the Billings and Collections Branch at (202) 418-1995 to make the necessary arrangements.

Parties hand-delivering FCC 302-TV's may receive dated receipt copies by presenting copies of the applications to the acceptance clerk at the time of delivery. For mailed-in applications, a "return copy" of the application can be furnished provided the applicant clearly identifies the "return copy" and attaches it to a stamped, self-addressed envelope. Only one piece of paper per application will be stamped for receipt purposes. The "return copy" should be placed on top of the application package.

Failure to do so may result in your copy not being returned.

For further information regarding the applicability of a fee, the amount of the fee or the payment of the fee, refer to the "Mass Media Services Fee Filing Guide."

GENERAL FORM INFORMATION

- A. The name of the applicant must be stated exactly as it appears on the construction permit which is being covered. The current street address or post office box used by the applicant for receipt of Commission correspondence should be set forth.
- B. Each permittee of a new commercial DTV broadcast station is to submit at the time it applies for the initial license for that new station an ownership report (FCC 323) or a certification that its current and unamended ownership report on file with the Commission has been reviewed and is accurate. This required ownership report or certification should be mailed separately and addressed to the Federal Communications Commission, Office of the Secretary, Washington, D. C. 20554.
- C. Commission policies and litigation reporting requirements for broadcast applicants have been revised with a view to focusing on misconduct which violates the Communications Act or a Commission rule or policy and on certain specified non-FCC misconduct. In responding to Question 6, applicants are advised that the parameters of the Commission's policies and requirements regarding character qualifications are fully set forth in Character Qualifications, 102 FCC 2d 1179 (1985), reconsideration denied, 1 FCC Rcd 421 (1986), as modified, 5 FCC Rcd 3252 (1990) and 7 FCC Rcd 6564 (1992).

For the purpose of this question, the term "parties to the application" includes any individual or entity whose ownership or positional interest in the applicant is cognizable under the Commission's multiple ownership rules. See in this regard Report and Order in MM Docket No. 83-46, 97 FCC 2d 997 (1984), reconsideration granted in part, 58 RR 2d 604 (1985), further modified on reconsideration, 61 RR 2d 739 (1986).
- D. Information called for by this application which is already on file with the Commission need not be refiled in this application provided: (1) the information is now on file in another application or FCC form filed by or on behalf of the applicant; (2) the information is identified fully by reference to the file number (if any), the FCC form number, the filing date of the application or other form containing the information, and the page or paragraph referred to; and (3) after making the reference the applicant

states: "No change since date of filing." Any such reference will be considered to incorporate into this application all information, confidential or otherwise, contained in the application or other form referred to. The incorporated application or other form will thereafter, in its entirety, be open to the public.

- E. This application shall be personally signed by the applicant, if the applicant is an individual; by one of the partners, if the applicant is a partnership; by an officer, if the applicant is an unincorporated association; or by the applicant's attorney in case of the applicant's physical disability or of his/her absence from the United States. The attorney shall, in the event he/she signs for the applicant, separately set forth the reason why the application is not signed by the applicant. In addition, if any matter is stated on the basis of the attorney's belief only (rather than his/her knowledge), he/she shall separately set forth his/her reasons for believing that such statements are true.

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information provided in the application to determine whether approving this application is in the public interest. If we believe there may be a violation or potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC or (b) any employee of the FCC; or (c) the United States Government is a party to a proceeding before the body or has an interest in the proceeding. In addition, all information provided in this form will be available for public inspection.

If you owe a past due debt to the federal government, any information you provide may also be disclosed to the Department of Treasury Financial Management Service, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized.

If you do not provide the information requested on this form, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Your response is required to obtain the requested authorization.

We have estimated that each response to this collection of information will take 50 hours. Our estimate includes the time to read the instructions, look through existing records, gather and maintain the required data, and actually complete and review the form or response. If you have any comments on this estimate, or on how we can improve the collection and reduce the burden it causes you, please write the Federal Communications Commission, AMD-PER, Paperwork Reduction Project (3060-0837), Washington, DC 20554. We will also accept your comments via the Internet if you send them to jboley@fcc.gov. Please DO NOT SEND COMPLETED APPLICATIONS TO THIS ADDRESS. Remember - you are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number of if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0837.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.